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LETTER DATED 11 MAY 1993 FROM THE CHARGE D'AFFAIRES A.I.
OF THE PERMANENT MISSION OF CANADA TO THE UNITED NATIONS
ADDRESSED TO THE SECRETARY-GENERAL

I enclose a copy of a self-explanatory letter from the Honourable Barbara McDougall, PC, MP, Secretary of State for External Affairs of Canada.

I would be grateful if Mrs. McDougall's letter were circulated as a document of the Security Council.

(Signed) David MALONE
Ambassador and Chargé d'affaires

Annex

Letter dated 30 April 1993 from the Secretary of State for External Affairs of Canada addressed to the Secretary-General

As you know, Canada has been a leader in international efforts to ensure that those guilty of atrocities in the conflict involving former Yugoslavia are properly and swiftly brought to justice. Canada has been a strong proponent of the creation of an international ad hoc tribunal for that purpose.

On 1 April, we announced a contribution of $300,000 to the newly established United Nations Trust Fund for the work of the United Nations Commission of Experts on war crimes in the former Yugoslavia. I understand we will be the first member of the United Nations to do so. I would ask that priority be given in the use of these funds to the examination and analysis of evidence of systematic sexual assaults in the former Yugoslavia, as well as mass killings. I look forward to receiving a copy of the Commission's report on these investigations.

I recently returned from an international meeting of experts in Vancouver sponsored by Canada, which considered the mechanism for establishing an ad hoc tribunal, as well as a permanent international criminal court. Our Permanent Representative sent the conclusions of this meeting to you, to assist in the preparation of your report to the Security Council under resolution 808. The Government of Canada has also provided its own recommendations on this issue.

One of the critical factors in ensuring the smooth operation of the ad hoc tribunal will be the existence of an efficient prosecutorial and investigative unit. As a way of assisting that goal, Canada would like to offer to the tribunal the services of a team of lawyers and investigators, seconded from our Department of Justice and from the Office of the Judge Advocate General of our Department of National Defence. The Canadian team would be under the overall direction of the Director and General Counsel for the Crimes Against Humanity and War Crimes Section, Mr. P. M. Kremer, Q.C., or Mr. C. A. Amerasinghe, Q.C., Senior General Council of the Section, or other senior prosecution counsel. The Government of Canada would be prepared to defray the salaries of all team members.

I would also wish to offer the name of Mr. Amerasinghe for the position of Chief Prosecutor for the Ad Hoc Tribunal. I am certain his extensive knowledge and practical experience in all facets of prosecuting war crimes and crimes against humanity would be of invaluable assistance in ensuring the smooth operation of this tribunal.

Canada believes that the success of the ad hoc tribunal will be a very significant step in strengthening the multilateral system, upholding universal human rights and fostering greater observance of international obligations. I would like to assure you of Canada's continuing support towards this goal.

(Signed) Barbara McDOUGALL